

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG-RANGE PLANNING**

**Call to Order:** By **CHAIRMAN ERNEST BERGSAGEL**, on February 1, 1999  
at 8:00 A.M., in Room 317 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Ernest Bergsagel, Chairman (R)  
Sen. J.D. Lynch (D)  
Rep. Matt McCann (D)  
Sen. Chuck Swysgood (R)  
Rep. Tom Zook (R)

**Members Excused:** None.

**Members Absent:** Sen. Tom A. Beck, Vice Chairman (R)

**Staff Present:** Cassandra Drynan, Committee Secretary  
Jane Hamman, OBPP  
Pam Joehler, Legislative Branch

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: **HOUSE BILL 5 & 14 - LONG RANGE  
BUILDING PROGRAM, 2/1/1999**  
Executive Action: None

#### **HEARING ON HOUSE BILL 5 & 14 - LONG RANGE PLANNING PROGRAM**

#### **DEPARTMENT OF LABOR AND INDUSTRY REQUEST**

**Ms. Ingrid Danielson**, with the Job Service Division, gave the  
status of prior projects and stated that they would support  
reverting the authority to spend money that the 51st legislature  
had given them, for \$211,000.

**{Tape : 1; Side : A; Approx. Time Counter : 1.2 - 6.4}**

REP. MCCANN asked to whom they were reverting the money.

CHAIRMAN BERGSAGEL asked if it would be cheaper for the department to rent a building than to buy and pay debt service for twenty years in Havre. Ms. Danielson responded that she would try to get more data on that proposal.

**{Tape : 1; Side : A; Approx. Time Counter : 6.5 - 11.1}**

Ms. Danielson continued with her presentation.

**{Tape : 1; Side : A; Approx. Time Counter : 11.2 - 12}**

CHAIRMAN BERGSAGEL asked how much more money they needed to complete the Polson project. Discussion followed.

**{Tape : 1; Side : A; Approx. Time Counter : 12.1 - 14.1}**

**DEPARTMENT OF PUBLIC HEALTH & HUMAN SERVICES REQUESTS**

Mr. Paul Haskell, with Facilities Service Management, went over prior bonded projects. **EXHIBIT(jlh25a01)**

**{Tape : 1; Side : A; Approx. Time Counter : 14.5 - 16.9}**

CHAIRMAN BERGSAGEL asked if the Warm Springs project was coming in under budget or if they were going to ask for more money in the future.

**{Tape : 1; Side : A; Approx. Time Counter : 16.9 - 17.5}**

Mr. Haskell went over the department's prior cash projects.

**{Tape : 1; Side : A; Approx. Time Counter : 17.5 - 19.3}**

CHAIRMAN BERGSAGEL asked for a time table of the Glendive projects and a cost breakdown.

**{Tape : 1; Side : A; Approx. Time Counter : 19.3 - 20}**

REP. MCCANN asked what the year 2000 turn-around was. CHAIRMAN BERGSAGEL responded that all of the projects were on a six year cycle, after which the unused appropriated moneys would be reverted.

**{Tape : 1; Side : A; Approx. Time Counter : 20.1 - 20.4}**

Mr. Jim Whaley, Architecture and Engineering Division, explained that the \$87,000 for the Eastern Montana Veterans Clinic would likely be spent this year and thus would not be reverted.

**{Tape : 1; Side : A; Approx. Time Counter : 20.4 - 21.3}**

Mr. Haskell continued with his presentation.

**{Tape : 1; Side : A; Approx. Time Counter : 21.3 - 26.3}**

**REP. ZOOK** asked why they were requesting more money than they were actually spending. Discussion followed.

**{Tape : 1; Side : A; Approx. Time Counter : 22.3 - 24.5}**

**CHAIRMAN BERGSAGEL** asked who had authorized the construction of the Francis Bardoneau Pavilion. **Mr. Whaley** responded.

**Mr. Tom O'Connell**, Administrator of the Architecture and Engineering Division (A&E), Department of Administration, responded to the previous question. Discussion followed.

**{Tape : 1; Side : A; Approx. Time Counter : 26.3 - 29.3}**

**REP. MCCANN** asked what moneys were being used to build this pavilion. **CHAIRMAN BERGSAGEL** responded that the committee had given the department authority to raise funds for the project.

**Ms. Jane Hamman**, OBPP, explained the numbering code found in the book **EXHIBIT 1**.

**{Tape : 1; Side : A; Approx. Time Counter : 30.2 - 31.4}**

**CHARIMAN BERGSAGEL** commented that he would like to clean up prior authorization and revert unused funds given by the committee.

**Mr. O'Connell** responded that it was already the case that if funds were not used within the six year cycle they would be reverted.

**{Tape : 1; Side : A; Approx. Time Counter : 31.4 - 1:B:0.5}**

**Mr. Haskell** continued his presentation.

**{Tape : 1; Side : B; Approx. Time Counter : 0.6 - 14}**

**CHAIRMAN BERGSAGEL** asked that the department identify both the projects for which they would use the remaining funds from the Columbia falls Veterans Home project, and the specific authorization of moneys for these projects.

**{Tape : 1; Side : B; Approx. Time Counter : 2 - 2.4}**

**CHAIRMAN BERGSAGEL** asked if the money for the removal of asbestos from the Warm Springs State Mental Hospital should be reverted as it had not been used in the last four years. **Mr. O'Connell** and **Mr. Whaley** responded.

**{Tape : 1; Side : B; Approx. Time Counter : 3.3 - 4.5}**

**Mr. Tom O'Connell** explained how the department distributes emergency funds.

**CHAIRMAN BERGSAGEL** commented that he would like to reserve \$300,000 to \$400,000 for the emergency fund. Discussion followed.

**{Tape : 1; Side : B; Approx. Time Counter : 6 - 8.3}**

**Mr. O'Connell** explained the current budget for the projects at the MT Veterans Home. Discussion followed.

**{Tape : 1; Side : B; Approx. Time Counter : 10 - 10.5}**

**REP. MCCANN** asked when the project at the MT Mental Health Nursing Care Center was expected to be completed.

**CHAIRMAN BERGSAGEL** asked how much money from previous sessions had already been used for the MT Mental Health Nursing Care Center.

**{Tape : 1; Side : B; Approx. Time Counter : 13.3 - 14.5}**

**Mr. Haskell** went over proposed projects and explained a desired amendment applying to the additional Special Care Unit at the Montana Veteran's Home, referred to **EXHIBIT 1**.

**{Tape : 1; Side : B; Approx. Time Counter : 15 - 17.5}**

**CHAIRMAN BERGSAGEL** asked why the costs for the Veteran's Home were unusually high. Discussion followed. **Mr. Whaley** and **Mr. Haskell** responded.

**{Tape : 1; Side : B; Approx. Time Counter : 18 - 20.6}**

**REP. MCCANN** asked from which fund this project was being funded.

**CHAIRMAN BERGSAGEL** responded that there was an allocation out of the cigarette tax that had to go to Veteran's Homes. He then asked why the department wanted the committee to move the money into a special revenue fund.

**{Tape : 1; Side : B; Approx. Time Counter : 20.7 - 21.5}**

**Mr. Mike Hanshoe**, Administrator of the Senior and Long-term Care Division, gave an overview of the two Veteran's Home's needs. He explained how the homes were funded and distributed

**EXHIBIT (j1h25a02)**, cigarette tax revenues & expenditures. He then described the need for a special care unit. Questions were asked.

**{Tape : 1; Side : B; Approx. Time Counter : 21.6 - 2:A:8.9}**

**CHAIRMAN BERGSAGEL** asked if the Alzheimer's wing in Glendive was full and why private care for veterans was dropping.

**{Tape : 2; Side : A; Approx. Time Counter : 9 - 11}**

**Mr. Hanshoe** addressed tax breaks for private care givers.  
**CHAIRMAN BERGSAGEL** requested a breakdown of projects' costs.  
*{Tape : 2; Side : A; Approx. Time Counter : 11.2 - 14.2}*

**Mr. Hanshoe** gave an overview of the projects at the Montana Veteran's Home and addressed the demolition projects. Questions were asked.  
*{Tape : 2; Side : A; Approx. Time Counter : 14.2 - 21.1}*

**Mr. Hanshoe** went over the projects at the Eastern Montana Veteran's Home, **EXHIBIT(jlh25a03)**. Questions were asked.  
*{Tape : 2; Side : A; Approx. Time Counter : 21.1 - 25.6}*

**Mr. Hanshoe** distributed **EXHIBIT(jlh25a04)**, letters of support from **Mr. Tom Toomey**, **Mr. Jim Carter** and **Mr. John Johnson**.  
*{Tape : 2; Side : A; Approx. Time Counter : 25.6 - 26.2}*

#### PUBLIC TESTIMONY

**Mr. Larry LongFellow**, Quarter Master, Veterans of Foreign War, spoke in support of the Veteran's Home projects and distributed letters of support **EXHIBIT(jlh25a05)**.  
*{Tape : 2; Side : A; Approx. Time Counter : 28.1 - 28.6}*

#### DEPARTMENT OF ADMINISTRATION

**Mr. Tom O'Connell** gave an overview of the Capitol Restoration Project.  
*{Tape : 2; Side : A; Approx. Time Counter : 30 - 31}*

**CHAIRMAN BERGSAGEL** asked what the bids the department had already received would cover.  
*{Tape : 2; Side : B; Approx. Time Counter : 0 - 2.8}*

**REP. MCCANN** asked what the code 05642 meant.  
*{Tape : 2; Side : B; Approx. Time Counter : 2.8 - 3.5}*

**Mr. O'Connell** reviewed the cash projects that were still on the books. Questions were asked.  
*{Tape : 2; Side : B; Approx. Time Counter : 3.8 - 12.9}*

**CHAIRMAN BERGSAGEL** commented that the University system hadn't put up matching funds for university projects and asked if it would help if the committee put in contingency language requiring matching funds. **Mr. O'Connell** responded.  
*{Tape : 2; Side : B; Approx. Time Counter : 12.9 - 15.3}*

**Mr. O'Connell** reviewed a project that he personally recommended, Construction Litigation for A & E, a fund that would be used for emergency projects. He then gave some examples of cases where this money would be used.

**{Tape : 2; Side : B; Approx. Time Counter : 15.3 - 17.5}**

**Mr. O'Connell** continued to cover the cash projects. Questions were asked. He also brought to the attention of the committee a project that was not in the book.

**{Tape : 2; Side : B; Approx. Time Counter : 27.3}**

**REP. MCCANN** asked how many code compliance appropriations the department had received.

**Mr. O'Connell** discussed some housekeeping issues.

**{Tape : 2; Side : B; Approx. Time Counter : 27.3 - 29}**

**Mr. Whaley**, A & E office, gave an overview of the projects proposed this session: \$800,000 in Health and Safety projects, \$300,000 in Hazardous Materials Mitigation, \$396,000 in State Wide Roof projects, \$500,000 for Facility Assessment State Wide, \$1,000,000 for Expansion of the Haynes Gallery, and \$7,000,000 for Capitol Restoration.

**{Tape : 2; Side : B; Approx. Time Counter : 29 - 3:A:16.9}**

**Questions & Discussion:** Concerning the replacement of the O rings on the Omega sprinkler heads.

**{Tape : 3; Side : A; Approx. Time Counter : 0.5 - 4.4}**

**Mr. O'Connell** discussed the suit against Omega.

**{Tape : 3; Side : A; Approx. Time Counter : 4.4 - 5.4}**

**REP. MCCANN** asked if the department would consider having one big contingency account encompassing emergencies, hazardous waste and public health and safety instead of three separate ones. **Mr. Whaley** and **Mr. O'Connell** responded.

**{Tape : 3; Side : A; Approx. Time Counter : 6.3 - 7.1}**

**REP. MCCANN** asked if all of these projects were within the \$7 million budget in **HB 5**. **Mr. O'Connell** responded that all the projects were within the budgets of **HB 5 & HB 14**. Discussion followed.

**{Tape : 3; Side : A; Approx. Time Counter : 9.5 - 12.5}**

**CHAIRMAN BERGSAGEL** commented that there would be other groups coming in to ask for some of these moneys and that if the committee so desired it could rearrange these funds.

**{Tape : 3; Side : A; Approx. Time Counter : 12.5 - 13.2}**

**Mr. Whaley** explained the need for a facilities assessment program. **CHAIRMAN BERGSAGEL** expressed some concern over this program and requested additional information.

**{Tape : 3; Side : A; Approx. Time Counter : 13.2 - 16.9}**

**Mr. Bill Bayles**, Administrator of the General Services Division, spoke in support of the Scott Hart Building roof replacement, facilities assessment state wide, the Capitol upgrade project and the renovation of the Haynes Gallery.

**{Tape : 3; Side : A; Approx. Time Counter : 17.6 - 19.8}**

**Ms. Sharon McCabe**, Interim Director of the Montana Historical Society, explained the proposed expansion of the Haynes Gallery

**CHAIRMAN BERGSAGEL** asked where the money was going to come from.

**Ms. McCabe** responded that the money would be coming from donations. **CHAIRMAN BERGSAGEL** asked about the money from the stone project rolling over into this project. **Mr. O'Connell** responded. **CHAIRMAN BERGSAGEL** asked if the museum had used money intended for computers, to do remodeling. **Ms. McCabe** responded that no they had not.

**{Tape : 3; Side : A; Approx. Time Counter : 23.1 - 28.5}**

**REP. MCCANN** asked to where they were going to expand the Haynes Gallery. Discussion followed.

**{Tape : 3; Side : A; Approx. Time Counter : 28.5 - 29.5}**

**SEN. LYNCH** asked if there was any opportunity to expand upwards. **Mr. Whaley** responded. Discussion followed.

**{Tape : 3; Side : A; Approx. Time Counter : 30.5 - 3:B:1.1}**

**Ms. Lois Menzies**, Director of the Department of Administration, reviewed the work that had been done on the Capitol to date and the current proposal for future restoration. **EXHIBIT(jlh25a06)**

**{Tape : 3; Side : B; Approx. Time Counter : 1.8 - 19.8}**

**SEN. LYNCH** asked if the copper roof was going to be restored. **Mr. O'Connell** explained that the black color on the copper is its natural protection and the best way to protect it.

**CHAIRMAN BERGSAGEL** asked **Ms. Menzies** to remind him of the projects that were approved last session. Questions about remodeling were asked.

**{Tape : 3; Side : B; Approx. Time Counter : 19.9 - 25}**

**Ms. Betty Babcock**, former Legislator and First Lady, gave a short presentation on behalf of the Capitol restoration project and distributed **EXHIBIT(jlh25a07)** and **EXHIBIT(jlh25a08)**.

**{Tape : 3; Side : B; Approx. Time Counter : 25.1 - 4:A:2,7}**

**Mr. Mike Cooney**, Secretary of State and Chairman of the Capitol restoration project, spoke on behalf of the project.

**{Tape : 4; Side : A; Approx. Time Counter : 2.8 - 8.6}**

**Ms. Chris Imhoff**, with the Restoration Foundation, spoke about fund raising efforts for the Capitol project.

**{Tape : 4; Side : A; Approx. Time Counter : 8.7 - 14.4}**

**Ms. McCabe** spoke on behalf of the Capitol restoration project.

**{Tape : 4; Side : A; Approx. Time Counter : 14.5 - 15}**

**Mr. Ed Bell**, resident of Helena and grandson of one of the architects of the Capitol, spoke on behalf of the restoration project.

**{Tape : 4; Side : A; Approx. Time Counter : 15.1 - 17.9}**

**REP. TONI HAGENER** spoke on behalf of the Capitol restoration and the expansion of the Haynes Gallery.

**{Tape : 4; Side : A; Approx. Time Counter : 18 - 20.9}**

**CHAIRMAN BERGSAGEL** asked if any projects in the Capitol complex were being denied funds because they were putting \$1 million into Capitol land grants. **Mr. O'Connell** responded.

**{Tape : 4; Side : A; Approx. Time Counter : 20 - 22.1}**

**HEARING ON HOUSE BILL 5 & 14 - LONG RANGE PLANNING PROGRAM -**  
**CLOSED**



**ADJOURNMENT**

Adjournment: 12:00 P.M.

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REP. ERNEST BERGSAGEL, Chairman

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CASSANDRA DRYNAN, Secretary

EB/CD

**EXHIBIT** (j1h25aad)